



SANDRA L. WELCH
MAYOR

October 24, 2019

Mr. Ajit Pai, Chairman
Federal Communications Commission
445 12th Street, SW
Washington, District of Columbia 20554

RE: City of Coconut Creek's Comments on WIA's Petition for Rulemaking, WIA's Petition for Declaratory Ruling and CTIA's Petition for Declaratory Ruling, WT Docket No. 19-250, WC Docket No. 17-84, and RM-11849

Dear Chairman Pai,

On behalf of the City Commission of the City of Coconut Creek, Florida, I would like to express our grave concerns regarding the above petitions. Like many communities have stated in their comments, the City believes that the Federal Communications Commission ("FCC"), through previous rule making and declaratory rulings, have significantly curtailed local input on siting, construction, maintenance, and other matters involving communications infrastructure and facilities. These new petitions stand to further tie local officials' hands in the deployment of this technology to the detriment of the public good.

The City takes issue with several aspects of the petitions; however, the City is compelled to detail its opposition to the following five (5), specifically:

1. Above all others, to the extent that the petitions support preventing the City from requiring measurements of RF radiation from cell towers for compliance with FCC standards, that is simply irresponsible and unconscionable. The City receives comments and questions from the public on a monthly basis regarding the safety standards of this technology. The City has a duty to educate the public on the FCC's safety standards, and to ensure that they are complied with.

2. As a proprietary owner of five (5) large monopolies throughout the City, the proposed expansive applicability of the new 60-day shot clock and the proposed changes to the definition of "substantial change" will impair the City's rights negotiated through its private contracts.

3. The proposed "good faith" standard that triggers the new shot clock is impractical as the City receives applications from third party contractors that are blatantly incomplete, and submitted on behalf of communications service providers that are often

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undisclosed. To follow this arbitrary starting point through to its conclusion, the petitions propose to allow construction to commence prior to the issuance of building or safety code permits; this is blatantly inconsistent with the public interest.

4. The proposed removal of absolutely basic processing requirements such as: public participation and input in traditional zoning procedures (when applicable) will conflict with fundamental due process and Florida's Sunshine Laws, elimination of reasonable controls such as the property owner's consent for work completed on their property, and undercutting the City's ability to assess appropriate review fees.

5. The proposed change in camouflaging requirements significantly hurts the City's ability to successfully integrate communications facilities into the very community that they are intended to serve.

The City of Coconut Creek respectfully requests that these petitions either are denied in full or drastically scaled back in light of the practical consequences that they carry. The industry and local communities can work together without the FCC's large-scale intervention in these matters.

Sincerely,



SANDRA L. WELCH
Mayor

cc: City Commission
Karen M. Brooks, City Manager
Terrill C. Pyburn, City Attorney